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 d/b/a VNUS Medical Technologies

(additional counsel on signature page)

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

TYCO HEALTHCARE GROUP LP d/b/a	)	LEAD CASE NO. C08-03129 MMC
VNUS MEDICAL TECHNOLOGIES,	)	
	)	CASE NO. C08-03129 MMC
Plaintiff,	)	
	)	<b>STIPULATION AND <del>PROPOSED</del></b>
v.	)	<b>ORDER FOR DISMISSAL OF</b>
	)	<b>DEFENDANT DORNIER MEDTECH</b>
BIOLITEC, INC., DORNIER MEDTECH	)	<b>AMERICA, INC.</b>
AMERICA, INC., and NEW STAR LASERS,	)	
INC. d/b/a COOLTOUCH, INC.,	)	
	)	
Defendants.	)	

TYCO HEALTHCARE GROUP LP d/b/a	)	CASE NO. C08-04234 MMC
VNUS MEDICAL TECHNOLOGIES,	)	(consolidated with Case No. C08-03129
	)	MMC)
Plaintiff,	)	
	)	
v.	)	
	)	
TOTAL VEIN SOLUTIONS, LLC d/b/a	)	
TOTAL VEIN SYSTEMS,	)	
	)	
Defendant.	)	

1 WHEREAS, Plaintiff Tyco Healthcare Group LP d/b/a VNUS Medical Technologies  
2 (“VNUS”) and Defendant Dornier MedTech America, Inc. (“Dornier”) have entered into a  
3 Settlement Agreement resolving all claims asserted by VNUS against Dornier and all counterclaims  
4 asserted by Dornier against VNUS in the above-captioned action;

5 NOW THEREFORE, VNUS and Dornier hereby stipulate, by and through their respective  
6 counsel, as follows:

7 1. Dornier is dismissed with prejudice from this action pursuant to Federal Rule of  
8 Civil Procedure 41(a)(2);

9 2. The counterclaims asserted by Dornier against VNUS are dismissed with prejudice  
10 pursuant to Federal Rule of Civil Procedure 41(c);

11 3. Each party will bear its own costs and attorneys’ fees;

12 4. The caption shall be amended in all subsequent pleadings to reflect this dismissal.  
13  
14

15 Dated: July 22, 2010

ATTORNEYS FOR PLAINTIFF TYCO  
HEALTHCARE GROUP LP d/b/a  
VNUS MEDICAL TECHNOLOGIES

17 /s/ Matthew B. Lehr  
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27  
28

1 Dated: July 22, 2010

ATTORNEYS FOR DEFENDANT  
DORNIER MEDTECH AMERICA, INC.

2  
3 /s/ A. Shane Nichols

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8  
9 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

10  
11 Dated: July 28, 2010

12 /s/ Vaughn R Walker for  
13 THE HON. MAXINE M. CHESNEY  
United States District Judge